

# **भारत का राजपत्र** **The Gazette of India**

असाधारण

EXTRAORDINARY

भाग II—खण्ड 2

PART II—Section 2

प्राधिकार से प्रकाशित

PUBLISHED BY AUTHORITY

सं० 8] नई देहली, मंगलवार, मार्च 30, 1971/चैत्र 9, 1893  
 No. 8] NEW DELHI, TUESDAY, MARCH 30, 1971/ CHAITRA 9, 1893

इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि वह अलग स. लन के रूप में रखा जा सके।  
 Separate paging is given to this Part in order that it may be filed  
 as a separate compilation.

## LOK SABHA

The following Bill was introduced in Lok Sabha on the 30th March, 1971:—

BILL NO. 43 OF 1971

*A Bill to amend the State of Himachal Pradesh Act, 1970.*

BE it enacted by Parliament in the Twenty-second Year of the Republic of India as follows:—

1. (1) This Act may be called the State of Himachal Pradesh (Amendment) Act, 1971.

Short title  
and com-  
mence-  
ment.

(2) It shall be deemed to have come into force on the 5th day of January, 1971,

53 of 1970.

2. Sections 8 and 9 of the State of Himachal Pradesh Act, 1970 (hereinafter referred to as the principal Act) shall be omitted.

Omission  
of  
sections 8  
and 9.

3. In section 17 of the principal Act, for clause (a) of sub-section (2), the following clause shall be substituted, namely:—

Amend-  
ment of  
section 17.

“(a) all the persons (or as many of them as are available) who, having been elected from parliamentary constituencies in the Union territory of Himachal Pradesh, were members of the House of the People immediately before its dissolution by the order of the President published with notification No. 37/2/70/T, dated the 27th December, 1970, of the Lok Sabha Secretariat, in the Gazette of India, dated the 27th December, 1970, or if the delimitation of any constituencies is taken up after the first constitution, following such dissolution, of the House of the People, all the members elected to

---

such House (or as many of them as are available) from parliamentary constituencies in the State of Himachal Pradesh; and”

Repeal  
and  
saving.

4. (1) The State of Himachal Pradesh (Amendment) Ordinance, 1971, is hereby repealed.

Ord. 1 of  
1971.

(2) Notwithstanding such repeal, anything done or any action taken under the principal Act as amended by the said Ordinance shall be deemed to have been done or taken under the principal Act as amended by this Act.

## STATEMENT OF OBJECTS AND REASONS

The State of Himachal Pradesh Act, 1970, was drafted on the assumption that the Fourth Lok Sabha would be in existence on the appointed day. Accordingly, in sections 8 and 9 of the Act, it was provided that the six sitting members from the Union territory would represent the new State until the dissolution of the Fourth Lok Sabha. Under section 17(2) (a) of the Act, the six members were to be associated with the Election Commission as "associate members" for delimitation of parliamentary and assembly constituencies.

2. As a result of the dissolution of the Lok Sabha on the 27th December, 1970, section 17(2) (a) of the Act became unworkable. Further it became urgently necessary to delimit the parliamentary constituencies of the State of Himachal Pradesh. The State of Himachal Pradesh (Amendment) Ordinance, 1971, was, therefore, promulgated on 5th January, 1971 to amend section 17(2) (a) so as to provide for the persons who were members of the Fourth Lok Sabha from Himachal Pradesh being associated with the Election Commission as "associate members" in respect of delimitation of constituencies which may be taken up before the constitution of the Fifth Lok Sabha and for the persons who may represent the new State in the Fifth Lok Sabha being so associated in respect of delimitation of constituencies which may be taken up after such constitution. The Ordinance also provided for the omission of sections 8 and 9 of the Act which had become redundant consequent on the dissolution of the Fourth Lok Sabha.

3. This Bill seeks to replace the Ordinance.

NEW DELHI;

K. C. PANT.

*The 27th March, 1971.*

## FINANCIAL MEMORANDUM

Clause 3 of the Bill seeks to amend section 17 of the principal Act under which the Election Commission of India will hereafter have to delimit the assembly constituencies in the new State of Himachal Pradesh. For this purpose, non-recurring expenditure of about Rs. 5,000 will have to be incurred in the payment of T.A. and D.A. to associate members to be connected with the delimitation of assembly constituencies. This expenditure will be met from the Consolidated Fund of India.

Non-recurring expenditure of about Rs. 3,000 has already been incurred in connection with the delimitation of parliamentary constituencies under the principal Act as amended by Ordinance 1 of 1971.

---

S. L. SHAKDHER,  
*Secretary...*